

ELECTION AND RELATED LAWS INDEX

Notes

GSstands for the North Carolina General Statutes

NCACstands for the NC Administrative Code

USC.....stands for United States Code

CFR.....stands for Code of Federal Regulations

Updated February , 2010 and contains all statutes enacted by the 2009 Session of the General Assembly. Please direct any comments or questions to Don Wright, General Counsel, NC State Board of Elections at (919) 733-5333 or don.wright@ncmail.net.

The purpose of this index is to provide a quick reference to election inquiries in a non-legal matter. Thus there are many of the same references under multiple headings, so as to allow persons to get access to the information more quickly.

A.

ABC Elections

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** Use of These Statutes May be Limited to Certain Locations.*

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(Also Refer to Current Campaign Reporting Manual Produced by the State Board)

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B.

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Rule on Ballot Arrangement	08 NCAC 06B .0103

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Chief Judge Responsible for Counting, Reporting, and Transmitting Ballots while at the Precinct	GS 163-182.3
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Principals and Rules for Counting	GS 163-182.1
Preliminary Report of Vote Produced by Precinct Officials	GS 163-182.2(5)
Provisional Ballots Counting	GS 163-182.2(4)
Public May Witness, But Not Interfere	GS 163-182.2(3)
Procedures and Standards to Be Promulgated by State Board	GS 163-182.1(b)
Rules as to Counting	08 NCAC 06B.0105
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Spanish Instructions Required in Certain Counties	GS 163-165.5A

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Duties and Tasks	08 NCAC 10B.0101(f)

Boards of Education*

**Consult local acts, court orders and merger plans that alter the partisanship, board makeup, election dates, and election procedures of boards of education. The State Board of Elections has compiled all such local acts, court orders and school mergers into a summary that was first distributed in October 2005 and is kept updated.*

County Boards to Run School Board Elections	GS 163-284.1
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Generally	GS Chapter 115C

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Members to Take Office in December	GS 115C-37(d)
Number of Members	GS 115C-35(a)

Redistricting Electoral Districts	GS 115C-37(i)
Residency of Members Must Be within Boundary Lines of School Unit	GS 115C-35(b)
"Special District" Defined	GS 163-285I
Terms of Office	GS 115C-37(f)
Vacancies in Office (Nonpartisan)	GS 115C-37(f)
Vacancies in Office (Partisan)	GS 115C-37.1
Vacancy in Partisan Nomination	GS 115C-37€

Buffer Zones Around Precincts

Buffer Zone to Be Presumed to Be 50 Feet, but no Less than 25 Feet	GS 163-166.4
Buffer Zone Information to Be Available 30 Days Prior to Any Election	GS 163-166.4
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Buffer Zone applies to One-stop Voting Locations	GS 163-227.2

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Defined for Purposes of Campaign Reporting	GS 163-278.6(3)
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C.

Campaign Reporting

See Current Campaign Reporting Manual Produced by State Board

Accounts of Candidates and Committees may be Inspected by Board	GS 163-278.8(b)
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Candidate Specific Communications Definitions, Disclosure, and Determination	GS 163-278.100-103
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Duties of State Board as to Campaign Reporting	GS 163-278.22
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Employees and Officials of an Entity Prohibited from Contributing May Form Political Committee	GS 163-278.19(b)
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Federal Political Committees May Contribute to NC Candidates and Committees	GS 163-278.7A
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No Contributions by Business Entities, Corporations, Labor Union, Professional Assoc., or Insurance Company (Except to Referendum Committee)	GS 163-278.19
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No Corporate Contributions Allowed (Except to Referendum Committee)	GS 163- 278.15
Nonresident Contributions in Excess of \$100 Must Have Certain Contributor Information	GS 163-278.8I.
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Use of Contributions is Limited	GS 163-278.16B

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Definition in Context of Public Financing	GS 163-278.62(5A)
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Determination of what is Election Communications is by the SBE or Executive Director	GS 163-278.84 and 278.94
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Matching Funds as a Result of Electioneering Communications	GS 163-278.67(d)

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Enforcement Costs Defined	GS 163-278.6(8a)

Evidence as to "Supporting or Opposing a Candidate"	GS 163-278.14A
Executive Director to Notify Filers as to Errors and Missed Deadlines in Campaign Reports	GS 163-278.23

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Independent Expenditure: Special Reporting Requirements	GS 163-278.12
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Media Expenditures Must Be by Check	GS 163-278.8(e)
Statement's Required Contents as to Expenditures	GS 163-278.11(a)(2)

Federal Elections:

Copies of Required Federal Reports to Be Filed with State Board	GS 163-278.9€, GS 163-278.30
Federal Elections Not Covered by NC Campaign Reporting Law	GS 163-278.5

Fines and Penalties:

Collections by State Board	GS 163-278.22(14)
Filings	GS 163-278.34
Reports	GS 163-278.34
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Waiver of Late Filing Penalty by State Board	GS 163-278.34(a)

Forms to Be Provided By State Board	GS 163-278.22(1)(9)
Inactive Campaign Reporting Status	GS 163-278.10
Investigations of Campaign Reporting Violations to Be by State Board	GS 163-278.22(7)

Limitations on Contributions :

Candidate or Political Committee May Not Accept in Excess of \$4,000 per election	GS163-278.13(b)
Contribution Limits Do Not Apply to Candidate or Candidate's Spouse, Parents, Children, or Siblings	GS 163-278.13I
Contribution Limits Do Not Apply to Political Party Executive Committees that Give to Candidates	GS 163-278.13(e)
During Legislative Sessions	GS 163-278.13B
\$4,000 Limit per Election to Candidate or Political Committee	GS 163-278.13(a)
Violation a Misdemeanor	GS 163-278.13(f)

Loans to Be Reported	GS 163-278.11(a)(3)
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Definitions	GS 163-278.40
General Campaign Reporting Requirements to Apply with Certain Exceptions	GS 163-278.40I
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<i>Reports Required:</i>	
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Pre-election	GS 163-278.9(4)
Quarterly	GS 163-278.9(5a)
Semiannual	GS 163-278.9(6)

Opinions as to Application of Law Requested of Executive Director	GS 163-278.23
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Administrative Support of Committee by Parental Entity	GS 163-278.19(e)
Defined for Purposes of Campaign Reporting	GS 163-278.6(14)
Employees and Officials of an Entity Prohibited from Contributing May Form Political Committee	GS 163-278.19(b)
Inactive Campaign Reporting Status	GS 163-278.10
Incidental Use of Office Facilities by a Political Committee	GS 163-278.19(d)
Limitations on Activity Until Treasurer in Place	GS 163-278.16
Records Made as to Campaign Reporting Must be Kept for Two Years by Candidate or Committee	GS 163-278.35

Referendum Reports:

Annual	GS 163-278.9A(4)
Final	GS 163-278.9A(3)
Forty Eight (48) Hour	GS 163-278.9A(2a)
Organizational	GS 163-278.9A(1)
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Statements (Campaign Reporting)

Audit of Reports and Statements Must Occur within Four Months	GS 163-278.24
Best Efforts Must Be Used to Obtain Required Information	GS 163-278.11I
Organizational Statement	GS 163-278.7, GS 163-278.9(a)
Required Statements Must Be Filed Prior to Successful Candidate Being Declared Nominee or Certified as Elected	GS 163-278.25
Records Made as to Campaign Reporting Must be Kept for Two Years by Candidate or Committee	GS 163-278.35
Statement's Required Contents	GS 163-278.11
Untimely Filing of Reports and Statements	GS 163-278.34(a)
Threshold of \$1,000 for Financial Reports Requirements to Apply to Candidates	GS 163-278.10A

Treasurers:

Appointed	GS 163-278.7
Must Use Best Efforts to Obtain Information for Report	GS 163-278.11(c)
Definitions	GS 163-278.6(19)
Duty to Keep Detailed Accounts	GS 163-278.8
Must Be Appointed Before Political Contributions and Expenditures Are Allowed	GS163-278.16
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Two Years by Candidate or Committee	
Removal	GS 163-278.7(d)
Training of Political Treasurers of Referendum Committees	GS 163-278.7(e)
Training Required	GS 163-278.7(f)

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Death:

Of Candidate for Party Nomination within 30 Days after Close of Filing	GS 163-112(a)(b)(c)
Of Candidate for Party Nomination More than 30 Days After Close of Filing	GS 163-112(b)(d)

Declared Nominees without Primaries	GS 163-110
Defined for Purposes of Campaign Reporting	GS 163-278.6(4)
Inactive Campaign Reporting Status	GS 163-278.10
Limitations on Activity until Treasurer in Place	GS 163-278.16
Multiple filings for office generally prohibited	GS 163-106

Name:

Nickname	GS 163-106(a), GS 163-165.5(3)
Title	GS 163-165.5(3)
Name Must Be Checked Before Ballot Printed	GS 163-165.5(3)

Party Primaries:

Certification of Notice of Candidacy	GS 163-108
County Board Must Notify Filing Candidates of Signage Law	GS 163-33.3
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County Crosschecks Registration of County Candidates	GS 163-106(g)
Eligibility to File	GS 163-106(b)
Filing Fees	GS 163-107
Filing for More than One Elected Office at a Time Prohibited (Except as to Presidential and Vice-Presidential Bids)	GS 163-106(h)
Nomination Declared when Unopposed in Primary	GS 163-110
Notice and Filing of Candidacy	GS 163-106(a)
Party Affiliation Required for at Least 90 Days	GS 163-106(b)
Party Chair Shall Submit List of Presidential Candidates to	GS 163-213.4

be Placed on Presidential Preference Primary Ballot	
Pledge Not to Run if There Is an Primary Loss	GS 163-106(a)
State Board Must Notify Filing Candidates of Signage Law	GS 163-22.3
Time of Filing	GS 163-106I
Vacancy Must be Noted in Running for Certain Offices	GS 163-106(d)
Withdrawal of Candidacy Generally Not Allowed Except Upon Part of Nominee	GS 163-106E, GS 163-113

Records Made as to Campaign Reporting Must be Kept for Two Years by Candidate or Committee	GS 163-278.35
Required Statements Must Be Filed Prior to Successful Candidate Being Declared Nominee or Certified as Elected	GS 163-278.25

Candidate Specific Communications

Candidate Specific Communications Definitions, Disclosure, and Determination	GS 163-278.100-103
Candidate Specific Communication as to Mass Mailings and Phone Banks	GS 163-110-113

Canvass

All Voting Data, including provisional and absentee must be reported by precinct	GS 163-132.5G
Date and Time for County Board Canvass	GS 163-182.5 (b)
Date and Time for State Board Canvass	GS 163-182.5 I
Defined	GS 163-182.5(a)
Municipal Canvass of Votes	GS 163-299(g)
Races for which County Board Prepares	GS 163-182.4(a),(c)(1)
Races for which State Board Prepares	GS 163-182.4(b),(c)(1)

Certificate of Election

Certification of Election after State Board Decision on Election Protest Unless Stayed by Court Order	GS 163.182.14, GS 163-182.15(b)(1)
Defined	GS 163-182(3)
Issued By County Board Five Days after Canvass	GS 163-182.15(a)
Issued By State Board Five Days after Canvass	GS 163-182.15(b)
Municipal Certificate of Election Issued	GS 163-301
Protest Delays County Board Certification	GS 163-182.15(a)
Races for which County Board Prepares	GS 163- 182.4(a),(c)(3)
Races for which State Board Prepares	GS 163- 182.4(b),(c)(3)
Secretary Of State to Keep Copies of Certification of Election	GS 163-182.15l
Secretary Of State to Send Governor Certification of Election of Congressmen, Justices, Judges, and District Attorneys	GS 163-182.16

Certification (Educational) of Election Officials

Offered by State Board of Elections	GS 163-82.24(b)
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Appeals	GS 163-127.6
Burden of Proof	GS 163-127.5
Conduct of Hearing by Panel	GS 163-127.4
Definitions	GS 163-127.1
Panel on Hearing	GS 163-127.3
When and How Challenges are Made	GS 163-127.2

Challenges to Voters

Absentee Ballots Challenge	GS 163-89
Answer to Challenge Not to Be Used in Criminal Prosecution	GS 163-90
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Burden of Proof	GS 163-90.1
Challenged Ballots	GS 163-88.1
False Testimony at Hearing a Felony	GS 163-90.3
Marking Challenged Voter's Ballots	08 NCAC 10B.0104l

On Election Day:

Grounds	GS 163-87
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Hearing	GS 163-88
Request for a Challenged Ballot	GS 163-88.1

One-Stop Absentee Challenge to Voters Allowed	GS 163-227.2(h)
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Hearing	GS 163-86
Procedure	GS 163-85
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Sustained Challenge:

As to Party Affiliation	GS 163-90.2(b)
As to Registration, Canceling or Correcting	GS 163-90.2(a)

Change of Address

Change of Address within County	GS 163-82.15
Change of Address/Name Information May be Obtained at Poll	08 NCAC 10B.0103(f)
Faxed Changes Allowed	08 NCAC 07B.0101
Forging or Falsely Attesting as to Change of Address	GS 163-274(13)
Form	GS 163-82.3(a)
Removal of Voter upon Confirmation of Change of Address	GS 163-82.14(d)

Unreported Moves:

Within Same Precinct	GS 163-82.15(d)
To Another Precinct in Same County	GS 163-82.15(e)
Unreported Move Voter May Vote Provisional	GS 163-82.15(e)
Unreported Move Voter Voting at One-Stop Site	GS 163-166.11

Change of Name

Change of Address/Name Information May be Obtained at Poll	08 NCAC 10B.0103(f)
Faxed Changes Allowed	08 NCAC 07B.0101
Form	GS 163-82.3(a)
Unreported, Make Change at the Voting Place	GS 163-82.16(d)
Verification	GS 163-82.16(b)

Change of Party Affiliation

County Board Can Correct at any Time	GS 163-82.17(e)
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Deadline to Change Prior to Primary	GS 163-82.17(d)
Faxed Changes Allowed But Must Later Send Original	08 NCAC 07B.0101.
Form	GS 163-82.3(a)
Verification	GS 163-82.17

Citizenship of Felon Restored

Automatic Restoration upon Discharge of Felony Sentence	GS 13-1
Certification or Order of Restoration	GS 13-2
Pardon Restoring Citizenship	GS 13-3, GS 13-4
Active Felon Disqualified as a Voter and Office Holder	NC Constitution Article VI, Sections 2 and 8, GS 163- 82.4(b), GS 163-55
Program to Educate Discharged Felons of Voting Rights	GS 163-82.20A

Civil Penalties

Burden of Proof Upon State Board	GS 163-278.34A
Calculation and Assessment	GS 163-278.34(e)
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Illegal Contributions	GS 163-278.34(b)
Mitigation of Penalty	GS 163-278.34(d)
Remedies Other than Fines	GS 163-278.34I
Untimely Filing or Reports and Statements	GS 163-278.34(a)
Unlawful Expenditure	GS 163-278.34(b)
Violation of Voter-Owned Elections Act	GS 163-278.99D
Waiver Allowed By State Board	GS 163-278.34(a)
Willful Attempt to Conceal Contributions or Expenditures	GS 163-278.34(a)

Clerk of Court

Appoints Replacement Commissioner when Board of Commissioners Fail to Replace within 60 Days	GS 153A-27
Clerk of Court Failing to Provide Certified Election Returns	GS 163-274(11)
General Law as to Clerks	GS 7A-100 et seq.
Filling Vacancy in Nomination	GS 163-115(a)
Receives Certain Election Certifications from County Board	GS 163-182.17I(8)

College Student

Residence for Voting	GS 163-57(11)
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Computerized Voter Registration Data

Also see SEIMS Users Manual

Access to Computerized Files	GS 163-82.13
Development and Implementation	GS 163-82.11
State Board to Promulgate Rules	GS 163-82.12
Statewide Computerized Voter Registration	GS 163-82.11

Congress

Commission of Election Issued to Congressmen, Justices, Judges, and District Attorneys, by Governor	GS 163-182.16
Federal Law as to Election of Senators and Congressman	2 USC §§ 1 thru 9

Congressional Districts:

Described	GS 163-201
Election of Congressman Where Reapportionment Has Not Been Concluded	GS 163-202
Precinct Division Prohibited Unless Required by Federal Action	GS 163-201.2
Severability of Act Setting Out Congressional Districts	GS 163-201.1

Federal Elections Campaign Reporting:

Copies of Required Federal Reports to Be Filed with State Board	GS 163-278.9€, GS 163-278.30
Federal Elections Not Covered by NC Campaign Reporting Law	GS 163-278.5

Secretary Of State to Send Governor Certification of Election of Congressmen, Justices, Judges, and District Attorneys	GS 163-182.16
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Vacancies in Office:

Representatives	GS 163-13, 2 USC 8
Senators	GS 163-12

Confidentiality

Address of Voter May be Confidential with Court Order	GS 163-82.10(d)
Birth Date of Voter is Confidential	GS 163-82.10B
Drivers Licenses Number, Full or Partial SS Numbers, Birthdates (but not age) and Electronically Captured Voter	GS 163-82.10

signatures on Voter Registration Records Are Confidential	
Public Records Law as to Confidentiality	GS 132-1.1 thru 132-1.7
Voted Ballots are Confidential	GS 163-165.1(e)

Constitutional (North Carolina) Provisions that Deal with Elections

Ballots Required in Elections	Article VI, Sec. 5
Continuation in Office until Successors are Chosen and Qualified	Article VI, Sec. 10
Deciding Contested Legislative Race	NC Constitution, Article II, Section 20 GS Chapter 120, Article 3
Deciding Contested Council of State Race	NC Constitution, Article VI, Section 5 GS 163-182.13A
Elections shall be Free	Article I, Sec.10
Elections shall be Frequent	Article I, Sec.9

Executive (Governor and Council of State):

Elections Held Every Four Years	Article III, Sec.2 & 7
Governor and Lt. Governor Limited to Two Consecutive Terms of Office	Article III, Sec. 2
Qualifications of Governor and Lt. Governor is 30 Years Old , 5 Years as US Citizen, and 2 Years as NC Resident Immediately Prior to Election	Article III, Sec.2
Terms of Office Shall be Four Years from January 1	Article III, Sec.2 & 7

Felons (Active) Disqualified as Voters	Article VI, Sec. 2(3)
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Judicial:

District Attorneys Elected every Four Years and Have Four Year Term of Office	Article IV, Sec.18
Justices and Judges (Other Than District Court Judges) Hold 8 Year Terms and Elections are every 8 years	Article IV,Sec.16
Vacancies Filled by Governor (Terms and Conditions)	Article IV, Sec.19

Legislative:

Legislative Elections Held Every Two Years	Article II, Sec. 8
Legislative Terms Last Two Years	Article II, Sec.9
Number of Representatives set at 120	Article II, Sec. 4
Number of Senators set at 50	Article II, Sec.2

Qualifications for Representatives is Residence in District 1 Year Prior to Election	Article II, Sec.7
Qualifications for Senators are 25 years old and residence in District 1 Year Prior to Election	Article II, Sec.6
Representative Districts	Article II, Sec.5
Senate Districts	Article II, Sec.3
Whole County Requirement in Redistricting	N.C. Constitution, Article II, Sec.3 & 5

No Property Qualifications Required for Voters	Article I, Sec. 11
Oath Required of Elected and Appointive Officeholders	Article VI, Sec. 7
Officeholder Disqualification	Article VI, Sec. 8
Candidates Must be 21 Years Old at Time of Election	Article VI, Sec. 6
Qualifications for Voters are Age (18 Years Old) and US Citizenship	Article VI, Sec.1
Registration Required to Vote	Article VI, Sec. 3
Residency Requirement of Voters is 30 Days in Electoral District	Article VI, Sec.2(1)

Constitutional (United States) Provisions that Deal with Elections

Citizenship	14 th Amendment
Discrimination Against Citizens Wanting To Vote	15 th Amendment
Eighteen (18) Years Voting Age	26 th Amendment
Election of President	Article II, Section 1 and 12 th Amendment
Election of US Representatives	Article I, Sections 2 and 4
Election of US Senators	Article I, Sections 3-4 and 17 th Amendment
Poll Tax Abolished	24 th Amendment
Women Voting	19 th Amendment

Contested Elections (Also See Election Protests)

Deciding Contested Legislative Race	NC Constitution, Article II, Section 20 GS Chapter 120, Article 3
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Deciding Contested Council of State Race	NC Constitution, Article VI, Section 5 GS 163-182.13A
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Contributions

Consult Current Campaign Reporting Manual Produced by State Board

Contributions in Excess of \$100 Must Be Made by Check	GS 163-278.14(b)
Defined for Purposes of Campaign Reporting	GS 163-278.6(b)
Disclosures Required to Be Made to Contributor	GS 163-278.20
Employees and Officials of an Entity Prohibited from Contributing May Form Political Committee	GS 163-278.19(b)
False Personation as to Contributions	GS 163-278.14
Federal Political Committees May Contribute to NC Candidates and Committees	GS 163-278.7A
Headquarters Building Funds of State and County Political Parties	GS 163-278.19B
Loans	GS 163-278.15(b)
Lobbyists Banned from Making Certain Contributions	GS 163-278.13C
Sale of goods by political parties not contributions	GS 163-278.8A

Limitations on Contributions:

Candidate or Political Committee May Not Accept in Excess of \$4,000 per election	GS163-278.13(b)
Conditions for Candidate/Political Committee to Accept Contribution Knowing it is to be Reimbursed	GS 163-278.13 (d1-2)
Contribution Limits Do Not Apply to Candidate or Candidate's Spouse, Parents, Children, or Siblings	GS 163-278.13I
Contribution Limits Do Not Apply to Political Party Executive Committees that Give to Candidates	GS 163-278.13(e)
During Legislative Sessions	GS 163-278.13B
\$4,000 Limit per Election to Candidate or Political Committee	GS 163-278.13(a)
Violation a Misdemeanor	GS 163-278.13(f)

No Anonymous Contributions	GS 163-278.14(a)
No Contributions by Business Entities, Corporations, Labor Union, Professional Assoc., or Insurance Company (Except to Referendum Committee)	GS 163-278.19
No Contributions in the Name of Another	GS 163-278.14(a)
No Corporate Contributions Allowed (Except to Referendum Committee)	GS 163-278.15
Nonresident Contributions in Excess of \$100 Must Have	GS 163-278.8I

Certain Contributor Information	
Prohibition on Contributions Exceeding “Trigger for Matching Funds” during 3 weeks prior to general election	GS 163-278.13(e4)
Prohibition on Contributions from Lobbyists	GS 163-278.13C
Records Made as to Campaign Reporting Must be Kept for Two Years by Candidate or Committee	GS 163-278.35
Soliciting Contributions Require Disclosures	GS 163-278.20
Statement's Required Contents as to Contributions	GS 163-278.11(a)(1)
Treatment of Contributions Less than \$100	GS 163-278.8(d)
Use of Contributions Limited	GS 163-278.16B

Corporations

Defined for Purposes of Campaign Reporting	GS 163-278.6(7)
No Corporate Contributions Allowed (Except to Referendum Committee)	GS 163-278.15

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Contribution Limitations During Legislative Sessions	GS 163-278.13B
Council Of State Limited in Use of State-Funded Media Prior to Election	GS 163- 278.16A
Deciding Contested Council of State Race	GS 163-182.13A, NC Constitution, Article VI, Section 5
Elections Held Every Four Years	NC Constitution, Article III, Sec.7
Filling Vacancy	GS 163-8
Public Financing of Certain Races	GS 163-278.95 et seq. (Article J)
Terms of Office	GS 163-1
Terms of Office Shall be Four Years from January 1	NC Constitution, Article III, Sec.7

Counting Ballots

Absentee Ballot Counting	GS 163-234
Chief Judge Responsible for Counting, Reporting, and Transmitting Ballots while at the Precinct	GS 163-182.3
Initial Counting of Ballots	GS 163-182.2
Overvotes	GS 163-182.1(4)
Precinct Counting Procedure	GS 163-166.10, 08 NCAC 10B.0105

Preliminary Report of Vote Produced by Precinct Officials	GS 163-182.2(5)
Principals and Rules for Counting	GS 163-182.1
Provisional Ballots Counting	GS 163-182.2(4)
Public May Witness, But Not Interfere	GS 163-182.2(3)
Rules for Counting	08 NCAC 6B.0105
Rules to Be Promulgated by State Board	GS 163-182.1(b)
Sample Hand-to-Eye Audit Count Required	GS 163-182.1(b) and G.S. 163- 182.2(b)
Straight-Party	GS 163-182.1(7)
Write-ins	GS 163-182.1(6)

County Bonds

Challenge to Results of Bond Referendum Must be Filed Within Thirty Days	GS 159-62
Petition for Referendum on Bond Issue	GS 159-60
Purposes Allowed	GS 159-48
Referendum Ballot, Canvass, Notice and Procedure	GS 159-61
Referendum Required Under Certain Conditions	GS 159-49

County Commissioners

Appointive Office Qualification May Be Set by Commissioners	GS 153A-25
Duty to Fund County Elections Office	GS 163-37
Electoral Districts	GS 153A-20
Filling Vacancy by Appointment	GS 153A-27, GS 153A-27.1
Filling Vacancy by Election	GS 163-115(d)(1)
Map of Commissioner Electoral Districts Required	GS 153A-20
Oath of Office	GS 153A-26
Redistricting County Commissioner Districts	GS 153A-22
Standards for County Appointive Office	GS 153A-25

County Commission Organization:

Combination of 2 and 4 year terms	GS 153A-59
Effective Date of Alternation	GS 153A-62
Election Changing Commission Structure	GS 153A-61, GS 153A-64
Four Types of Optional Structure	GS 153A-58
Resolution to Change Structure	GS 153A-60, GS 153A-63
Vacancies to be Filled by Remaining Commissioners in	GS 153A-27.1

Certain Counties	
Vacancies to be Filled by Remaining Commissioners in Most Counties	GS 153A-27
Voting Systems Purchase Role	GS 163-165.8

County Boards of Elections

Appointments, Eligibility, and Terms of Office	GS 163-22©, GS 163-30
Canvass Date and Time for County Board	GS 163-182.5 (b).
Charges Brought Against County Board Members by Voters	08 NCAC 03.0101- .0106
Compensation, of Board	GS 163-32

Consideration of Election Protest by County Board:

Conduct of Hearing	GS 163-182.10 I
Findings of Fact and Conclusion of Law	GS 163-182.10(d)
Notice of Hearing	GS 163-182.10(b).
Preliminary Hearing	GS163-182.10(a).

County Board Responsible for Carrying Out Absentee Voting	GS 163-236
Defined for Purposes of Campaign Reporting	GS 163-278.6(1)
Duty to Register Voters	GS 163-82.1(b)
Duties and Powers	GS 163-33
Election Duties of County Board Summarized	GS 163-182.17©
Examination of Voting Machines	GS 163-33.2
Failure of County Board Chair to Perform Duty	GS 163-274(10)
Funding of County Elections Office	GS 163-37
Maintenance and Storage of Voting System Responsibility of County Chair	08 NCAC 04.0306(a)

Meetings:

Times , Quorum, and Minutes	GS 163-31
Maintaining Order in Meetings	GS 163-34
Open Meetings Law	GS 143-318.9 through 318.17

Part-time Offices	GS 163-36
Powers and Duties	GS 163-33
Power to Fix Director's Compensation	GS 163-32
Relative of Board Member Running in Election Forces Board	GS 163-30

Member to Resign	
Restriction on Political Activity by Members	GS 163-38, GS 163-39, GS 163-40
Retain Campaign Reporting Records as Directed by State Board	GS 163-278.37
Training	GS 163-82.24
Use of Voting System Allowed Only Where County Chair is Satisfied with Expertise of Election Officials	08 NCAC 04.0305(b)
Voting Place Duties	GS 163-166.1
Voting System Testing, Examination, and other Duties Required of County Board	GS 163-165.9, 08 NCAC 04.0306(a), 04.0307, 04.0304
Voting System Must Be Approved by County Board of Elections Prior to Purchase by County Commissioners	GS 163-165.8

County Director of Elections

Appointment	GS 163-35(b)
Compensation	GS 163-32, GS 163-35I
Dismissal	GS 163-35(b)
Eligibility and Restrictions on Political Activity	GS 163-35(a), 163-38, 163-39, and 163-140.
Full-time or Part-time Status	GS 163-36
Suspension	GS 163-35(b)
Training and Certification	GS 163-35I, GS 163-82.24
Vacancy in Office	GS 163-35(a)

County Employee Political Activity

Activity Allowed	GS 153A-99(a)
Contribution Can Not Be Required as a Condition of Employment	GS 153A-99(d)
No "On Duty" County Employee May Interfere or Affect an Election	GS 153A-99I
No "On Duty" Solicitation of Political Contributions	GS 153A-99I
No Use of County Funds or Property for Political Purposes	GS 153 ^a -99€

County Industrial Development Tax

Ballot Form Required	GS 158-18
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County Board of Elections to Run Election	GS 158-17
Election for Industrial Development Tax Called by County Commissioners	GS 158-16
Limited to Certain Counties	GS 158-24

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Election Procedure	GS 153A-149(d)
Election Procedure to Raise Tax Rate	GS 153 ^a -149€
Purposes for which Tax May be Leveled	GS 153A-149
Levy for a New Purpose Require Referendum Approval	GS 153A-149(d)

Court of Appeals Judges – see “Judges”

Crimes Relating to Election Matters

Compelling Self-Incriminating Produces Immunity	GS 163-277
Costs of Campaign Reporting Violation Investigation May be Awarded to State Board as a Condition of Probation	GS 163-278.27
Removing from Office Public Officials Committing Election Crimes	GS 163-276
Report of Criminal Violation	08 NCAC 03.0302
State Board and District Attorneys to Investigate Election Crimes	GS 163-278
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(Misdemeanors)

Absentee Ballot Violation by County Board	GS 163-236
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Altering Election Records	GS 163-274(1a)
Betting on Election Results	GS 163-274(5)
Boisterous Conduct Directed Toward Election Official	GS 163-274(4)
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Change Person's Information on Voter Registration Form Prior to Delivery to County Board of Elections	GS 163-82.6(3)
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Coerce Person Into Making Party Affiliation	GS 163-82.6(4)
County Officers Failing to Discharge Duties	GS 14-230
Disclose Knowingly in Violation of G.S. 163-165.1(e) how an individual voted	GS 163-274(b), 163-165.1(e)
Disruption of Official Meetings Is a Misdemeanor	GS 143-318.17

Disorderly Conduct at Voting or Registration Place	GS 163-48
Election Crime Misdemeanor Presumed to Be Class 2 Misdemeanor	GS 163-272.1
Employer to Threaten Employee on Account of Vote	GS 163-274(6)
Failure of County Board Chair to Perform Duty	GS 163-274(10)
Failure of Precinct Judge to Perform Duty	GS 163-274(1)
Forging or Lying as to Change of Address	GS 163-274(13)
Giving or Promising Political Office for Political Support	GS 163-274(9)
Interference with Election Officer or Board Member	GS 163-274(3)
Intimidation of State Employees as to Voting	GS 163-271
Misleading Blind or Illiterate Voters	GS 163-274(12)
Offer a Voter Registration Form with Party Affiliation Premarked, if Premarking not Requested	GS 163-82.6(5)
Person May Not Sign Name of Another To a Petition	GS 163-221
Political Coercion of State Employee by Another State Employee or Official	GS 126-14
Political Coercion of State Employee by Any Person	GS 126-14.1
Publishing Anonymous Derogatory Material	GS 163-274(7)
Publishing False Derogatory Material	GS 1263-274(8)
Salary Kickbacks Not Allowed in Government Employment	GS 128-4
Violation of Article 22M (Legal Expense Funds)	GS 163-278.301(f)
Voter Interference a Misdemeanor	GS 163-273
Voter Registration Violation in G.S. 163-82.6(a1)	GS 163-274(a)(14)

(Felonies)

Absentee Ballot Frauds	GS 163-226.3
Assaulting Election Official while in Discharge of Duties	GS 163-275(10)
Buying and Selling Offices	GS 14-228
Buying or Selling Votes	GS 163-275(2)
Certifying False Information in Campaign Reporting Statement Considered Perjury	GS 163-278.32
Election Official Receiving Money Reward or Promise of Office from a Candidate	GS 163-275(12)
Election Official to Register Voters Contrary to Provisions of GS 163-82.4	GS 163-275(14)
Exception to General Prohibition Concerning Marking Absentee Ballots for Trained Assistance Team	GS 163-226.3(a)(4)
False Certificate under GS 163-229(b)(2) or GS 163-250(a)	GS 163-275(16)
False Documents Used to Fraudulently Register to Vote	GS 163-275(13)
False Entry or Return by Election Official	GS 163-275(8), GS 163-275(9)
Falsely Taking Voter's Oath	GS 163-275(6)
Felon Unlawfully Voting	GS 163-275(5)

Fraud by an Election Official or Board Member	GS 163-275(3)
Fraudulently Altering or Destroying Election Ballots and Documents by Election Officials	GS 163-275(9)
Fraudulently Registering to Vote	GS 163-275(1)
Knowingly Registering Non-Citizen	GS 163-275 (18)
Illegally Voting	GS 163-275(7)
Instructing/Coercing Known Non-Citizen to Vote	GS 163-275(18)
Intimidating Election Official while Registering Voters or Conducting Elections	GS 163-275(11)
Making Certification Knowing Information Untrue	GS 163-278.27(a1)
Misleading Voters as to Election Law with the Intent to Discourage Voting	GS 163-275(17)
Swearing Falsely as to any Election Matter	GS 163-275(4)
To Be Registered To Vote in More Than One Precinct	GS 163-275(1), GS 163-275(7)
Voting More than Once in an Election	GS 163-275(7)
Voting Systems Vendors Failing to Notify SBOE as Required or Keeping Software in Escrow	GS 163-165.9A

Curbside Voting

Allowed Under Certain Conditions	GS 163-166.9
Rules as to Curbside Voting	08 NCAC 10B.0108 and 08 NCAC 8.0003

D.

Death

Death of Candidate for Party Nomination within 30 Days After Close of Filing	GS 163-112(a)(b)(c)
Death of Candidate for Party Nomination More than 30 Days After Close of Filing	GS 163-112(b)(d)

Death of Municipal Candidate:

After Election, Before Qualification	GS 163-294.1
Deceased Candidate Remaining on the Ballot	GS 163-294.1
Prior to Primary	GS 163-294.1(b)
Prior to Election	GS 163-294.1(b)

Death of Municipal Officeholder:

Vacancy Filled by Governing Body	GS 163-294.1(d), GS
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Death of Candidate in Special District:

After Election, Before Qualification	GS 163.294.1©
Prior to Primary	GS 163.294.1(b)
Prior to Election	GS 163.294.1(b)

Death of Officeholder in Special District:

Vacancy Filled by Governing Body	GS 163-294.1(d), GS 160A-63
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Director of Elections (County)

Appointment	GS 163-35(b)
Compensation	GS 163-32, GS 163-35I
Dismissal	GS 163-35(b)
Eligibility and Restrictions on Political Activity	GS 163-35(a) and GS 163-38 thru 40.
Full-time or Part-time Status	GS 163-36
Suspension	GS 163-35(b)
Training and Certification	GS 163-35I, GS 163-82.24
Vacancy in Office	GS 163-35(a)

District Attorney

Campaign Reporting Violations to Be Reported To District Attorney	GS 163-278.27.
District Attorney Consultation Prior to Assessment of Civil Penalty	GS 163-278.34(f).
District Attorneys Elected every Four Years and Have Four Year Term of Office	NC Constitution Article IV sec.18.
Prosecuting and Receiving Reports of Election Crimes	GS 163-278.
State Board Investigation Results to Be Reported to District Attorney	GS 163-278.22(8), 08 NCAC 03.0302.
Vacancies Filled by Governor (Terms and Conditions)	NC Constitution Article IV Sec.19.

District Court Judge – see “Judge”

Division of Motor Vehicles (DMV)

Coordination of DMV Data with State Board Data	GS 163-82.19(b), GS 163-82.12(3)(7)(8)
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Registering to Vote at DMV Office	GS 163-82.19
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E.

Election

Defined	GS 163-165(4)
Defined for Purposes of Campaign Reporting	GS 163-278.6(8)
Determining Results	GS 163-182.15(d)

Election Assistance Commission (EAC)

Please refer to the EAC website at www.eac.gov

Established by HAVA	42 USC 15321 thru 15330
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Election Cycle

Defined for Purposes of Campaign Reporting	GS 163-278.6(7c)
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Election Dates and Hours

Closing Hour to Be Announced at 6:30 p.m.	08 NCAC 10B.0102(k).
Closing Procedure at Voting Place	GS 163-166.10, 08 NCAC 10B.0105
General	GS 163-11.
Hours of Voting	GS 163-166.
Notice of Election Dates and Hours	GS 163-33(8)
Opening Procedure at Voting GS 163-166.5	08 NCAC 10B.0102.
Primaries	GS 163-1(b)
Same Timepiece to Be Used to Determine Opening/Closing	08 NCAC 10B.0105(b).

Election Districts

Election District of Voters	GS 163-55(b)
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Election Protests

Authority Over Protests Resides in the State Board	GS 163-182.12.
Appeal of County Protest To State Board	GS 163-182.11.
Appeal Form Required to Be Used	08 NCAC 02.0112.
Appeal of State Board Decision to Superior Court within Ten Days	GS 163-182.14.
Attorney Fees on Appeal of Protest can Not be Awarded Against SBE	GS 163-182.14(d)
Certification of Election After State Board Decision on Election Protest Unless Stayed By Court Order	GS 163.182.14.
Consideration of Appeal by State Board	GS 163-182.11.
Recasting of Votes Allowed in Limited Circumstances	GS 163-182.12

Consideration of Protest by County Board:

Conduct of Hearing	GS 163-182.10 I.
Findings of Fact and Conclusion of Law	GS 163-182.10(d)
Notice of Hearing	GS 163-182.10(b).
Preliminary Hearing	GS 163-182.10(a).
Rules as to County Board's Handling of Protest	08 NCAC 02.0110

Defined	GS 163-182(4)
Forms That are Required For Protest	08 NCAC 02.0111
Forms to Be Provided by State Board	GS 163-182.9

New Elections:

New Election May be Ordered Only by State Board	GS 163-182.13
Rules as to New Elections	08 NCAC 02.0113

Procedure at County Board Level	GS 163-182.9(b).
Rules to be Promulgated by State Board	GS 163-182.10(e)
Who May File Protest	GS 163-182.9(a)

Election Returns

Abstracts:

Composite Abstracts Defined	GS 163-182(2)
Composite Abstracts Prepared by State Board	GS 163-182.6(b)
County Board to Prepare Using Form Provided by State Board	GS 163-182.6(a)
Defined	GS 163-182(1)
Forms to Be Prescribed by State Board	GS 163-182.6(d)

Municipal Abstract Due to State Board within Nine Days after Election	GS 163-300
Races for which County Board Prepares Abstract	GS 163-182.4(a) (c)(2)
Races for which State Board Prepares Abstract	GS 163-182.4(b) (c)(2)
Secretary of State to Keep the Certified Abstract Copies	GS 163-182.6I

Certificate of Election:

Certification of Election after State Board Decision on Election Protest Unless Stayed by Court Order	GS 163.182.14, GS 163-182.15(b)(1)
Defined	GS 163-182(3)
Issued By County Board Five Days after Canvass	GS 163-182.15(a)
Issued By State Board Five Days after Canvass	GS 163-182.15(b)
Municipal Certificate of Election Issued	GS 163-301
Protest Delays County Board Certification	GS 163-182.15(a)
Races for which County Board Prepares	GS 163-182.4(a) (c)(3)
Races for which State Board Prepares	GS 163-182.4(b) (c)(3)
Secretary Of State to Keep Copies of Certification of Election	GS 163-182.15I
Secretary Of State to Send Governor Certification of Election of Congressmen, Justices, Judges, and District Attorneys	GS 163-182.16

Election Supplies

"Chain of Custody" as to Supplies Required	08 NCAC 10B.0106€, 10B-.0105(o)
Checking at Voting Place Prior to Opening	08 NCAC 10B.0102(f)
Collection of Supplies at Closing	08 NCAC 10B.0105(n)
Not to Be Removed from Precincts During Voting	08 NCAC 10B.0103(a)
Return of Election Supplies To Be Made Election Day	08 NCAC 10B.0106(a)

Electioneering

Access to Voting Enclosure	GS 163-166.3
Must be allowed at polling place, how exception obtained	GS 163-166.4

Electioneering Communications

Broadcast, Cable, or Satellite Communications	GS 163-278.80 thru GS 278.83
Candidate Specific Communications that are Broadcasted	GS 163-278.100-102
Candidate Specific Communications Using Mail or Phone Bank	GS 163-278.110-112
Definition	GS 163-278.62(5A)
Equal Opportunity FCC Statute for Candidates	47 USC 315
Equal Opportunity FCC Rules	47 CFR 73.1940 and 47 CFR 76.1942-1944 and 205-206
Mass Mailing or Telephone Banks	GS 163-278.90 thru GS 278.92
Reporting by Independent Expenditure Entities	GS 163-278.66(a)
Matching Funds as a Result of Electioneering Communications	GS 163-278.67(d)

Electoral College

Date Held	GS 163-210
Location	GS 163-210

Presidential Electors:

Alternates to Serve as Needed	GS 163-210
Compensation of Electors	GS 163-211
Failure to Vote for Candidate That Named Elector Creates \$500 Fine	GS 163-212
Governor to Proclaim Electors and Notify U.S. Archivist	GS 163-210
Names Not to Appear on Ballot	GS 163-209
Names Filed with Secretary Of State	GS 163-209
Procedure to Appoint Electors When Election Unclear	GS 163-213
Secretary of State to Notify Governor of Electors	GS 163-210
Vote for Presidential Candidate Shall Be Considered Vote For That Candidate's Electors	GS 163-209

Ethical Behavior

Acting as Elected Officer Prior to Taking Oath	GS 14-229
Betting on Election Results	GS 163-274(5)
Buying and Selling Offices	GS 14-228
Buying or Selling Votes	GS 163-275(2)

Candidate as Relative of a Precinct Judge	GS 163-41.1(b)
Charges Brought Against County Board Members by Voters	08 NCAC 03.0101-.0106
Model Code of Voting System Vendors Ethics	S.L 2005-323, Sec. 8

County Employee Political Activity:

Activity Allowed	GS 153A-99(a)
Contribution Can Not Be Required as a Condition of Employment	GS 153A-99(d)
No "On Duty" County Employee May Interfere or Affect an Election	GS 153A-99I
No "On Duty" Solicitation of Political Contributions	GS 153A-99I
No Use of County Funds or Property for Political Purposes	GS 153 ^a -99€

County Officers Failing to Discharge Duties	GS 14-230
Discharge of Employee Because of Precinct Duty	GS 163-41.2
Election Official Receiving Money, Reward, or Promise of Office from a Candidate	GS 163-275(12)
Employer to Threaten Employee on Account of Vote	GS 163-274(6)
Giving or Promising Political Office for Political Support	GS 163-274(9)
Intimidation of State Employees as to Voting	GS 163-271
Legislative Misconduct During Election	GS 120-8
Misleading Blind or Illiterate Voters	GS 163-274(12)
Precinct Judges to be Fair and Impartial	GS 163-47(a)
Publishing Anonymous Derogatory Material	GS 163-274(7)
Publishing False Derogatory Material	GS 1263-274(8)
Relatives Serving Together as Precinct Judges Prohibited	GS 163-41.1(a)
Restrictions on Political Activity by County Director	GS 163-35(a)
Restriction on Political Activity by State Board and County Board Members	GS 163-38, GS 163-39, GS 163-40

State Employee Political Activity:

Appropriate Political Activity Defined	GS 126-13
Coercion of State Employee by Another State Employee or Official	GS 126-14
Coercion of State Employee by Any Person	GS 126-14.1

City Employee Political Activity see GS 160A-169

Executive Director of the State Board

Acts as Chief State Election Official	GS 163-82.2
Appointment and Term of Office	GS 163-27
Approves County Requests for Out-of-Precinct Voting Places	GS 163-130.1
Approves County Requests for Temporary Two Precinct	GS 163-130.2

Voting Places	
Chief State Election Official as to National Voter Registration	GS 163-82.2
Duties of Executive Director as to Campaign Reporting	GS 163-278.23
Emergency Powers	GS 163-27.1
Notify as to Errors and Missed Deadlines in Campaign Reports	GS 163-278.23
Opinions as to Application of Campaign Reporting Law Requested of Executive Director	GS 163-278.23
Suspending County Election Director	GS 163-35

Expenditures

(The Current Campaign Reporting Manual May Also Be Consulted)

Defined for Purposes of Campaign Reporting	GS 163-278.6(9)
Independent Expenditure:	
Defined for Purposes of Campaign Reporting	GS 163-278.6(9a)
Special Reporting Requirements	GS 163-278.12
In Excess of \$50 Must Be Made by Check	GS 163-278.8(f)
Media Expenditures Must Be by Check	GS 163-278.8(e)
Statement's Required Contents as to Expenditures	GS 163-278.11(a)(2)

F.

Fax

Faxed Forms That Need Original Later Sent	GS 163-82.6(c1)
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Military Absentee Voting:

Fax Process	08 NCAC 12.0107
Faxing and Electronic Transmission of Election Material Allowed	GS 163-257, 08 NCAC 12.0101- 12.0111.

Submission of Voter Information Allowed By Fax	08 NCAC 07B.0101
Registering by Fax	GS 163- 82.6, 08 NCAC 07B.0101

Federal Election Campaigns

Federal Campaign Law	2 USC 431-456
Equal Opportunity FCC Statute for Candidates	47 USC 315
Equal Opportunity FCC Rules	47 CFR 73.1940 and 47 CFR 76.1942- 1944 and 205-206

Federal Election Commission

Federal Campaign Law	2 USC 431-456
FEC Agency Rules	Title 11 CFR

Felons

Citizenship Restored:

Automatic Restoration	GS 13-1
Certification or Order of Restoration	GS 13-2
Pardon Restoring Citizenship	GS 13-3, GS 13-4
Information to be provided on rights at time of discharge	GS 163-82.20A

Disqualified from Voting	GS 163-55, NC Constitution Article VI, Section 2
Felons (Active) Disqualified as Office Holders	NC Constitution, Article VI, Section 8
Felon Unlawfully Voting	GS 163-275(5)
Report of Conviction of Felony	GS 163-82.14(b)
Released Felons Registering on Election Day	GS 163-82.6(d)

Filing for Office

Cancellation of Candidacy	GS 163-106(g)
Certification of Notice of Candidacy	GS 163-108
Checking Name of Candidate	GS 163-165.5
County Board Must Notify Filing Candidates of Signage Law	GS 163-33.3
County Certification of Registration and Affiliation	GS 163-106(f)
County Crosschecks Registration of County Candidates.	GS 163-106(g)
Disclosure of Felony Conviction	GS 163-106(a1)
Eligibility to File	GS 163-106(b)
Filing Fees	GS 163-107
Filing for More than One Elected Office at a Time Prohibited (Except as to Presidential and Vice-Presidential Bids)	GS 163-106(h)

Municipal Filing:

Can Not File for More Than One Municipal Office at a Time	GS 163-294.2(f)
Extension of Filing Allowed in Nonpartisan Race where None	GS 163-294.4(a)

Have Filed	
Filing Reopens where Death Takes One of Only Two Candidates	GS 163-294.4(b)
Nonpartisan Municipal Elections	GS 163-294.2
Partisan Municipal Elections	GS 163-291

Nomination Declared when Unopposed in Primary	GS 163-110
Notice and Filing of Candidacy	GS 163-106(a).
Party Affiliation Required for at Least 90 Days to Run in Primary	GS 163-106(b)
Pledge Not to Run if There Is an Primary Loss	GS 163-106(a)
State Board Must Notify Filing Candidates of Signage Law	GS 163-22.3
Time of Filing for Most Non-Municipal Offices	GS 163-106I
Vacancy Must be Noted in Running for Certain Offices	GS 163-106(d)
Withdrawal of Candidacy Generally Not Allowed Except Upon Part of Nominee	GS 163-106€, GS 163-113.

Filing Fees

Amounts	GS 163-107(a)
Petition in Lieu of Fee	GS 163-107.1
Refunds	GS 163-107(b)
Required of Unaffiliated Candidates	GS 162-122(d)

Fire Districts

Absentee Ballots Not Allowed in Fire Districts Elections	GS 163-226(b)
Ballots	GS 69- 25.3
Costs of Election	GS 69-25.2
Election Date Set by County Commissioners and County Election Board	GS 69-25.2
Election Called upon Petition of 35% of Voters	GS 69-25.1
"Special District" Defined to include Fire District	GS 163-285©
Reimbursement to County for Cost of Administrating "Special District" Election	GS 163-284(b)

Forms

Campaign Reporting Forms to Be Provided By State Board	GS 163-278.22(1)(9)
Contents of Voter Registration Forms	GS 163-82.4
Interstate (Federal) Forms	GS 163-82.3(b)
Voter Registration Forms	GS 163-82.3(a)

G.

Governor

Commission of Election Issued to Congressmen, Justices, Judges, and District Attorneys by Governor	GS 163-182.16
Election Duties of Governor Summarized	GS 163-182.17(e)
Elections Held Every Four Years	NC Constitution Article III Sec.2 & 7
Governor to Proclaim Electors and Notify U.S. Archivist	GS 163-210
Qualifications of Governor and Lt. Governor is 30 Years Old, 5 Years as US Citizen, 2 Years as NC Resident Prior to Election	NC Constitution Article III Sec.2
Terms Limited to Two Consecutive Terms of Office	NC Constitution Article III Sec. 2
Terms of Office Shall be Four Years from January 1	NC Constitution Article III Sec.2 & 7

H.

Hatch Act

State and Local Employees	5 USC 1501-1508
Federal Employees	5 USC 7323

Help America Vote Act (HAVA)

Help America Vote Act	42 USC 15301-15545
Compliance with HAVA	GS 163-82.27
Complaint Procedures	GS 163-91
Funding Established	GS 147-69.2(a)(17d)
Statewide Computerized Database Compliance	GS 163-82.11©
Voting System Compliance	GS 163-165.7

I.

Incorporation (Municipal)

Absentee Ballots Allowed in Incorporation Election	GS 163-302
Absentee Ballot Procedure in Incorporation Election	GS 163-302
Costs of Election of Incorporation Paid by New Municipality if Approved, by Voters, by County if Disapproved by Voters	GS 163-288.3
Procedure and Petition for Municipal Incorporation	GS 120-163

Independent Expenditures

Consult Current Campaign Reporting Manual Produced by State Board

Contributions or Independent Expenditure Allowed by Certain Entities	GS 163-278.19(f)
Defined for Purposes of Campaign Reporting	GS 163-278.6(9a)
Disclosure as to Media Does Not Apply to Individuals with Aggregate Independent, Expenditures of Less than \$1, 000 in a Political Campaign	GS 163 –278.39C
Evidence as to “Supporting or Opposing a Candidate”	GS 163-278.14A
Media Expense that Names a Candidate Must be Reported	GS 163-278.12A
Special Reporting Requirements	GS 163-278.12

J.

Joint Legislative Elections Oversight Committee

See Article 12P of Chapter 120 of the General Statutes, GS 120 70.140 through 143 (2008)

Judges

Acknowledge of Receiving Candidate Certification by County	GS 163-326©
Ballot Counting Rules to be Same as for Nonpartisan Municipal Elections	GS 163-334
Ballots to be Prepared By County Board	GS 163-332
Certification of Candidates Sent to County Boards	GS 163-326(b)
Certification of Candidates Sent to Secretary of State	GS 163-326(a)
Certificate of Registration Needed to File	GS 163-323(d)
Chief Judge Named by Chief Justice	GS 7A-141
Death of Candidate Prior to Primary	GS 163-327(a)
Death of Nominee Prior to Election	GS 163-328(b)

Determination of Election Winners	GS 163-322©
Determination of Nominees	GS 163-322(b)
District Court: Candidates Must Designate Seat They Are Running for Election and Terms of Office	GS 163-323(f), GS 7A-140
District Court: Vacancies in Office Filled by Governor from Local Bar Nominations for Remainder of Unexpired Term	GS 7A-142
District Court Judge: Term of Office Is Four Years.	GS 7A-140
Filing Fee of 1% of Annual Salary	GS 163-324
Filing For More than One Judgeship Prohibited	GS 163-323(e)
Filing Period	GS 163-323(b)
General Election Laws to Apply Except Otherwise Provided	GS 163-335
Insufficient Number of Filed Candidates Extends Filing Period	GS 163-328(a)
Nonpartisan Primary Method of Election	GS 163-322
Notice of Candidacy	GS 163-323(a)
Petition in Lieu of Filing Fee	GS 163-325
Primary Date the Same as Other Non-Judicial Primaries	GS 163-331
Primary Needed Only when More than Two Candidates for Seat	GS 163-322(a)
Qualification of Voter to Vote in Primary	GS 163-330
Residency within Judicial District Required at Time of Filing	GS 163-323(g)
Superior Court: Vacancies Filled by Governor (Terms and Conditions)	NC Constitution Article IV Sec. 19
Superior Court: Vacancy Procedure, as to Non-Open Seat, after Close of Primary Filing Period	GS 163-329 (b1)
Superior Court Judge: Term of Office is Eight Years and Elections are Every Eight Years	NC Constitution Article IV Sec. 16
Vacancy Effect on Ballot	GS 163-328
Vacancies that Are Filled by Election	GS 163-327.1
Withdrawal by Candidate Must Occur During Filing Period	GS 163-323©, 163-328(d)

K.

L.

Legal Expense Funds

Creation of Legal Expense Funds	GS 163-278.301
Definitions	GS 163-278.300
Detailed Accounts to be Kept by Treasurer	GS 163-278.307
Limitations on Contributions	GS 163-278.316
Organizational Report	GS 163-278.309

Permitted Uses of Legal Expense Funds	GS 163-278.320
Quarterly Report	GS 163-278.310
Reports Filed with Board	GS 163-278.308
Treasurer	GS 163-278.306
Violation of Article 22M (Legal Expense Funds) a Misdemeanor	GS 163-278.301(f)

Legislators

Contesting of Legislative Seat	GS 120-10,120-11.
Contribution Limitations During Legislative Sessions	GS 163-278.13B
Eligibility For Appointment to Fill Vacancy in General Assembly	GS 163-11(e)
Legislative Elections Held Every Two Years	NC Constitution, Article II, Sec. 8
Legislative Terms Last Two Years	NC Constitution, Article II, Sec.9
Misconduct During Election Grounds for Expulsion	GS 120-8.
Number of Representatives set at 120	NC Constitution, Article II, Sec. 4
Number of Senators set at 50	NC Constitution, Article II, Sec.2
Qualifications for Representatives is Residence in District One Year Prior to Election	NC Constitution, Article II, Sec.7
Qualifications for Senators is 25 years old and Residence in District One Year Prior to Election	NC Constitution, Article II, Sec.6
Representative Districts	NC Constitution, Article II, Sec.5
Senate Districts	NC Constitution, Article II, Sec.3
Statement of Economic Interests of Legislative Candidates	GS 120-89 through 98.

Limitations on Contributions

Consult Current Campaign Reporting Manual Produced by State Board

Candidate or Political Committee May Not Accept in Excess of \$4, 000 per election from, a Contributor	GS 163-278.13(b)
Contributions in Excess of \$100 Must be Made by Check	GS 163-278.14(b)
Contribution Limits Do Not Apply to Candidate or Candidate's Spouse, Parents, Children, or Siblings	GS 163-278.13I
Contribution Limits Do Not Apply to Political Party Executive	GS 163-278.13(e)

Committees that Give to Candidates	
Employees and Officials of an Entity Prohibited from Contributing May Form Political Committee	GS 163-278.19(b)
\$4,000 Limit per Election to Candidate or Political Committee	GS 163-278.13(a)
No Anonymous Contributions	GS 163-278.14(a)
No Contributions in the Name of Another	GS 163-278.14(a)
No Contributions by Business Entities, Corporations, Labor Union, Professional Association or Insurance Company (Except to Referendum Committee)	GS 163-278.19
No Corporate Contributions Allowed, (Except to Referendum Committee)	GS 163-278.15
Restricted During Legislative Session for Certain Officials	GS 163-278.13B
Violation a Misdemeanor	GS 163-278.13(f)
Use of Contributions Limited	GS 163-278.16B

List Maintenance

Report of Conviction of Felony	GS 163-82.14I
Report of Deceased Voters	GS 163-82.14(b)
State Board Shall Establish Program	GS 163-82.14(a)
Deadline for Completing is April 15 th Odd Number Years	GS 163-82.14(a)
Use of NCOA	GS 163-82.14(a)

Loans

How Reported	GS 163-278.8(g)
Statement's Required Contents as to Loans	GS 163-278.11(a)(3)
When loans considered as contributions	GS 163-278.15(b)

M.

Media

Advertisements:

Basic Requirements for Political Advertising	GS 163-278.39(a)
Candidate Defined for Advertisement Enforcement Purposes	GS 163-278.39B(2)
Candidate's Legal Remedy Against Non-Compliant Candidate	GS 163-278.39A(f)
Definitions	GS 163-278.39B
Defined	GS 163-278.39B(1)
Disclosing Choice or Opposition in Non-Candidate Funded	GS 163-278.39 ^a €

Ad	
Disclosure as to Media Does Not Apply to Individuals in a Referendum Campaign	GS 163 –278.39C.
Disclosure as to Media Does Not Apply to Individuals with Aggregate Independent, Expenditures of Less than \$1, 000 in a Political Campaign	GS 163 –278.39C.
Equal Opportunity FCC Statute for Candidates	47 USC 315
Equal Opportunity FCC Rules	47 CFR 73.1940 and 47 CFR 76.1942- 1944 and 205-206
“Full-Screen” Defined	GS 163-278.39B(4)
Joint Sponsors	GS 163-278.39A(e1)
Legends and Authorizations	GS 163-278.278.39I, GS 163-278.39A(g)
No Liability on Broadcast Media for Disclosure Violations	GS 163-278.39A(h)
Placement of Radio/ T.V. Disclosure Statement	GS 163-278.39A(d)
Print Media Defined	GS 163-278.39B(7)
Radio Disclosure Requirements	GS 163-278.39AI
“Scan-Line” Defined	GS 163-278.39B(9)
Size Requirements for Print Advertising	GS 163-278.39(b)
Television Disclosure Requirements	GS 163-278.39A(b)
Violation of Advertisement Requirements Not Criminal	GS 163-278.39A(i)

Broadcasting Station Defined	GS 163-278.6(2)
Council Of State Limited in Use of State-Funded Media Prior to Election	GS 163-278.16A
Defined for Purposes of Campaign Reporting	GS 163-278.6(5)
Media Expense by Independent Entity that Names a Candidate Must be Reported	GS 163-278.12A
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Applying For Absentee Ballot from County Board	GS 163-247(2), 08 NCAC 12.0103 I
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Instruction Sheets to be Prepared and Distribute by County Board	GS 163-248(d)
List of Returned Approved Ballot to Be Distributed	GS 163-251(b)
Mail Process	08 NCAC 12.0106
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Military Absentee Voting at County Board Office	GS 163-255.
Oath Required	GS163-245(e)
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Voters not yet 18 at time of Non-Municipal Primary may Vote in Primary if they will be 18 at the Time of the General Election. GS 163-330 applies to Judicial Elections.	GS 163-59 GS 163-330
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Primary if they will be 18 at the Time of the General Election.	
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All Voting Data, including provisional and absentee must be reported by precinct	GS 163-132.5G
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Eligibility for Provisional Ballot	GS 163-182.2(a)(4) and 08 NCAC 10B.0103(d)
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Marking Provisional Ballot Envelope Only	GS 163-165(6)
"Provisional Official Ballot" defined	GS 163-165(6)
Requirements for Provisional Voting	GS 163-166.11
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North Carolina Voter-Owned Elections Fund (applies to certain Council of State positions):

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Evaluation and Determination of Fund Amount	GS 163-278.97©
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Purpose of North Carolina Voter-Owned Elections Act	GS 163-278.95
Requirements for Participation; Certification of Candidates	GS 163-278.98
Reporting by Noncertified Candidates and Other Entities	GS 163-278.99A(a)
Reporting by Participating and Certified Candidates	GS 163-278.99A(b)
Restrictions on Contributions and Expenditures for Participating and Certified Candidates	GS 163-278.98(e)
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Timing of Fund Distribution	GS 163-278.99(a)
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Cancellation of Finding Based Upon Disqualification	GS 163-106(g), 163-122(d), 163-123(f1)
Challenge of Candidate	GS 163-127.1-127.6
Officeholder Disqualification	NC Constitution, Article VI, Sec. 8
Officeholders Must be 21 Years Old, (Subject to more specific requirements as to certain offices)	NC Constitution, Article VI, Sec. 6
Qualification of Voters is 18 Years Old and US Citizenship	NC Constitution, Article VI, Sec.1, GS 163-55

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Recasting of Votes Allowed in Limited Circumstances	GS 163-182.12
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DRE and Lever Recounts	08 NCAC 09.0108
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Mandatory Recounts for County Races	GS 163-182.7(b)
Mandatory Recounts for Other Races	GS 163-182.7©
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Required in Certain First Primary Ties	GS 163-111(d)
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Legislative:

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Defined for Purposes of Campaign Reporting	GS 163-278.6(18a)
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Failure to Comply with Campaign Reporting Does Not Invalidate Referendum Results	GS 163-278.38

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Committee Can Not Contribute if It Had Received Non-Individual Contributions	GS 163-278.13(e1)
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Disclosure as to Media Does Not Apply to Individuals in a Referendum Campaign	GS 163 –278.39C
Failure to Comply with Campaign Reporting Does Not Invalidate Referendum Results	GS 163-278.38

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Referendum Committee Defined for Purposes of Campaign Reporting	GS 163-278.6(18b)
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Approval of Registration Application	GS 163-82.7(d)
Cancellation of Registration	GS 163-82.9
Cards	GS 163-82.8
County Board Must Determine Qualification of Applicant	GS 163-82.7(a)
County Board Must Register	GS 163-82.1(b)
Deadline in Order to Vote in an Election	GS 163-82.6©, GS 163-82.20(h)
Electronic Voter Registration Records Allowed to Be Used at Polls	GS 163-166.7(8)

Denial of Registration:

Appeal of Denial	GS 82.18
Denial by Board	GS 163-82.7(b)

Drivers License Offices (Registering at)	GS 163-82.19
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Forms:

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Contents	GS 163-82.4
Correcting Forms in a Timely Matter	GS 163-82.4(e)
Crime to Change Form Contents without Consent	GS 163-82.6
Developed By State Board	GS 163-82.3(a)
Distribution	GS 163-82.5
Faxed Forms	GS 163-82.6(c1)
Signature on Form	GS 163-82.6(b)

Home Registration for Disabled	GS 163-82.20(d)
Ineligible Applications Prohibited	GS 163-82.20(i)
Numbers to Be Assigned Permanently	GS 163-82.10A
Nursing , Rest Home Registration Teams	GS 163-226.3(a)(4)
Official Record	GS 163-82.11
Qualification to Vote	GS 163-55
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Registering at Military Recruitment Offices	GS 163-82.21
Registering at Public Agencies	GS 163-82.20
Registering at Public High Schools	GS 163-82.23
Registering at Public Libraries	GS 163-82.22
Registration is Permanent Under Certain Conditions	GS 163-82.1©
Registration a Prerequisite to Voting	GS 163-54
Restricted Registration between First and Second Primary	GS 163-111(e).
Registration Required to Vote	NC Constitution, Article VI, Sec. 3.
Voter Registration Drive by State and County Boards	GS 163-82.25

Residence

Defined for registration and voting	GS 163-57
Homeless Residence for Voting Purposes	GS 163-57©
Residency Requirement of Voters is 30 Days in Electoral District	NC Constitution Article VI Sec.2(1)
Spilt by a political or electoral boundary, how determined	GS 163-57(1)(a)(b)

Runners

Runners Authorized to pick up election data	GS 163-45
Must be Appointed and List Tendered to County Board	GS 163-45

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Sales and Use Tax Elections

Called by County Commissioners or a Petition of 15% of Voters	GS 105-465
Supplemental Tax Election to Use Same Electoral Procedure as Original Tax Election	GS 105-483
Supplemental Tax Election Ballot Provisions	GS 105-484.
Authorization to Conduct Land Transfer Tax Referendum	GS 105-600 et seq.
Authorization to Conduct Additional ¼ cent County Sales Tax Referendum	GS 105-535 et seq.

Same Day Voter Registration at One-Stop Absentee Voting Sites

Registering and Voting Same Day at One-stop Absentee Sites	GS 1263-82.6A
Proof of Residency is Required	GS 1263-82.6A(b)
May Change VR Information Except for Party Affiliation at One-stop Voting Site	GS 1263-82.6A(e)

Sample Audit Count

Sample Audit Count	GS 163-182.1, 163-182.2
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County Board to Produce and Post at Poll	GS 163-165.2(a)
Document Resembling Official Ballot Must Contain Disclaimer	GS 163-165.2(b)
Posted as Part of Voter Information HAVA Requirement	GS 163-166.7A

Sanitary Districts

Bonds May be Issued, Referendum May be Required	GS 159-49(2)
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Dissolution of Districts in Large Counties Require Referendum	GS 130A-82
Election and Terms of Office	GS 130A-50
Mandatory Administration of Special District Elections by County Board	GS 163-284
Maps of District Must Be Provided to County Elections Office	GS130A-50(a)
Merger of District and City Requires Election	GS 130A-80, 80.1 and 80.2
Merger of District and Water District	GS 130A-80.3
Merger of Two or More Contiguous Districts Requires Election	GS 130A-83
Reimbursement to County for Cost of Adminstrating "Special District" Election	GS 163-284(b)
Returns of Election	GS 130A-68
"Special District" Defined to include sanitary district	GS 163-285©
Times of Election to Be Govern By	GS 163-279© or GS 130A-50(b1)
Vacancy Filled by County Commissioners Until Next Election	GS 130A-54

Satellite Voting Places

Requirements	GS 163-130
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School Boards

There are numerous local acts, court orders, and merger plans that alter the partisanship, board makeup, election dates, and election procedures of boards of election. The State Board of Elections has compiled all such local acts, court orders and school mergers into a summary that was first distributed in October 2005 and is kept updated.

County Boards to Run School Board Elections	GS 163-284.1
Death or Disqualification of Candidate	GS 115C-37(h)

Election:

Biennially Held	GS 115C-37(a)
County Board to Run Election	GS 115C-37(b)
Nonpartisan	GS 115C-37(b)
Eligibility to Hold Office	GS 115C-37(g)
Members to Take Office in December	GS 115C-37(d).
Number of Members	GS 115C-35(a)
Redistricting Electoral Districts	GS 115C-37(i)
Residency of Members Must Be within Boundary Lines of School Unit	GS 115C-35(b)
"Special District" Defined	GS 163-285©

Terms of Office	GS 115C-37(f).
Vacancies in Office (Nonpartisan)	GS 115C-37(f)
Vacancies in Office (Partisan)	GS 115C-37.1
Vacancy in Partisan Nomination	GS 115C-37€

School Bonds, School District Changes, and School Tax

Called by County Commissioners upon Request of School Board or upon Petition of 25% of Voters	GS 115C-503
Elections to Levy Special Tax	GS 115C-501
Election Rules and Procedure	GS 115C-507.
Petition for Elections	GS 115C-504
Petition Presented to School Board	GS 115C-505
Six Month Lapse between School Tax Elections Required	GS 115C-502(b)

Secretary Of State

Election Duties of Secretary of State Summarized	GS 163-182.17(e)
Secretary of State Shall Certify Presidential Primary Results to Political Party Chairman	GS 163-213.8
Secretary of State to Keep the Certified Abstract Copies	GS 163-182.6©
Secretary Of State to Keep Copies of Certification of Election	GS 163-182.15©
Secretary of State to Notify Governor of Electors	GS 163-210
Secretary Of State to Send Governor Certification of Election of Congressmen, Justices, Judges and District Attorneys	GS 163-182.16

Second Primaries

Considered a Continuation of the First Primary	GS 163-111(e).
Forty Percent of Vote by Primary Winner Needed to Avoid Date; Held Seven Weeks After the First Primary	GS 163-111(a)(1).
Procedure and Time Deadlines for Calling	GS 163-111©
Restricted Registration between First and Second Primary	GS 163-111(e).
Tie Vote in Second Primary, No Third Primary Allowed	GS 163-111(f).
Who May Call for Second Primary	GS 163-111(b)

SEIMS

Also see SEIMS Users Manual

Access to Computerized Files	GS 163-82.13
Coordination With DMW Data	GS 163-82.19(b)
Development and Implementation	GS 163-82.11
Guidelines to Be Established	GS 163-82.12

SEIMS Official Record of Voter Registration	GS 163-82.11(a)
State Board to Promulgate Rules	GS 163-82.12
Statewide Computerized Voter Registration	GS 163-82.11

Signs

County Board Must Notify Filing Candidates of Signage Law	GS 163-33.3
State Board Must Notify Filing Candidates of Signage Law	GS 163-22.3
Political Signs Not Allowed on DOT Right Away	GS 136-32, 19A NCAC 02E .0415.
Political Signs Not Allowed on Electric Company Fixtures	GS 14-156

Soil and Water Conservation Districts

Costs of Referendum Creating District Paid by DENR	GS 139.5(d)
Created by Referendum	GS 139.5©
Elections for Board Held at Same Time as for County Offices.	GS 139-6
Filing Second June Monday Till First July Friday (Noon)	GS 139-6
Filing Fee is \$5	GS 139-6
Term of Office is Four Years	GS 139-6

Spanish Ballot Instructions

When Required	GS 163-165.5A
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Special District Elections

Absentee Ballots Must be Available Thirty (30) Days Prior to Election	GS 163-302(b)
Costs of Election of Formation of District Paid by District if Approved By Voters, by County if Disapproved by Voters	GS 163-288.3
County Boards to be Reimbursed for Administration of Special District Elections	GS 163-284(b)
County Boards to Run Special District Elections	GS 163-284.1
"Special District" Defined	GS 163-285©

Death of Candidate:

After Election, Before Qualification	GS 163-294.1©
Prior to Primary	GS 163-294.1(b)
Prior to Election	GS 163-294.1(b)

Death of Officeholder:

Vacancy Filled by Governing Body	GS 163-294.1(d).
Vacancy Filled in Municipal Special Districts	GS 160A-63

General Election Law to Apply with Certain Exceptions	GS 163-295.
Incorporated or Annexed Voters Activation	GS 163-288.1
Proposed Incorporated or Annexed Voters Registration	GS 163-288.2
Special District Ballot Counts Governed By Same Rules	GS 163-304
"Special District" Defined	GS 163-285©

Special Elections

Calling Special Elections	GS 163-287.
Congressional (House Members) Special Elections	2 USC 8, GS 163-13
County Registration Record Shall Be Official Record for District Elections	GS 163-288
Date Not to Within Thirty (30) Days Before or After Another Election	GS 163-287.
Four Methods of Election Allowed	GS 163-290
Numbered Year November General Elections	GS 163-287, GS 18B-601(f)
Notice Must Be Published No Less than 45 Days Prior (Except as to Bond Elections)	GS 163-287.

State Board of Elections

Appointment of Members	GS 163-19
Approves County Satellite Voting Places	GS 163-130

Campaign Reporting:

Administration and Policy to Be Promulgated by State Board	GS 163-278.21
Duties of State Board as to Campaign Reporting	GS 163-278.22

Canvass Date and Time for State Board	GS 163-182.5 ©
Chairman	GS 163-23
Compensation	GS 163-21
Defined for Purposes of Campaign Reporting	GS 163-278.6(1)
Election Duties of State Board Summarized	GS 163-182.17(d)
Eligibility	GS 163-19

Investigations:

Investigations of Campaign Reporting Violations to Be by State Board	GS 163-278.22(7)
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Investigation Results to Be Reported to District Attorney	GS 163-278.22(8)
State Board and District Attorneys to Investigate Election Crimes	GS 163-278
Summary Investigation by State Board	08 NCAC 03.0301

Litigation:

Attorney General to Represent	GS 163-25
Board to Assist Local Boards in Litigation	GS 163-25
Settlement of Litigation Allowed with AG Consent	GS 163-22.2

Meetings:

General	GS 163-20
Maintaining Order	GS 163-24

Municipal Elections, State Board Has Jurisdiction and Authority Over	GS 163-304
Open Meetings Law	GS 143-318.9 through 318.17

Powers and Duties:

General	GS 163-22
Temporary Rules	GS 163-22.2

Restriction on Political Activity by Members and Employees	GS 163-38, GS 163-39, GS 163-40
Status as an Independent Agency	GS 163-28
Terms of Members	GS 163-163-19

Straight-Party (Ticket) Voting

Ballot Provisions	GS 163-165.6(e)
Counting Straight-Party Voting	GS 163-182.1(7)

Statements (Campaign Reporting)

Consult Current Campaign Reporting Manual Produced by State Board

Audit of Reports and Statements Must Occur within Four Months	GS 163-278.24
Best Efforts Must Be Used to Obtain Required Information	GS 163-278.11©
Organizational Statement	GS 163-278.7, GS 163-278.9(a)
Required Statements Must Be Filed Prior to Successful	GS 163-278.25

Candidate Being Declared, Nominee or Certified as Elected	
Records Made as to Campaign Reporting Must be Kept for Two Years by Candidate or Committee	GS 163-278.35
Statement's Required Contents	GS 163-278.11
Untimely Filing or Reports and Statements	GS 163-278.34(a)

Statewide Computerized Voter Registration

(Also refer to SEIMS User Manual on SBOE website)

Access to Computerized Files	GS 163-82.13
Development and Implementation	GS 163-82.11
State Board to Promulgate Rules	GS 163-82.12

Superior Court Judge – see “Judges”

Supreme Court Justices – see “Judges”

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Terms of Elected Office

All Offices	GS 163-1
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Tied Elections

Reconstruction of Marred Election to Avoid Tie	GS 163-182.13(f)
Tie Vote in a Non-Primary Election	GS 163-182.8
Tie Vote in First Primary	GS 163-111(d)
Tie Vote in Second Primary, No Third Primary Allowed	GS 163-111(f)

Training

Of Election workers	GS 163-82.24.
Of Political Treasurers	GS 163-278.7(e)

Treasurer – see “Campaign Financing”

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Unaffiliated Candidate

Unaffiliated Candidate Must Pay Filing Fee	GS 163-122(d)
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Unaffiliated Candidates Nominated By Petition	GS 163-122.
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Unaffiliated Voter

Registering	GS 163-82.4©
Voting in a Party Primary	GS 163-119, 08 NCAC 10B.0103©

Uniformed and Overseas Citizens Absentee Voter Act

UOCAVA	42 USC 1973ff et seq.
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Unreported Move

Within Same Precinct	GS 163-82.15(d)
To Another Precinct in Same County	GS 163-82.15(e)
Change of address/unreported move	GS 163-82.15
Unreported Move Voter May Vote Provisional	GS 163-82.15(e)
Unreported Move Voter Voting at One-Stop Site	GS 163-166.11

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Vacancies

Board of Education Members	GS 115C-37.1
Clerk of Court	GS 7A-100
Coroners	GS 152.1
County Commissioners	GS 153A-27 (58 Counties), GS 153A- 27.1 (42 Counties)
District Attorney	GS 163-10
Governor and other Executive Offices	GS 163-8
Judicial	GS 163-9
District Court	GS 7A-142
Justices and Court of Appeals, Vacancies Filled by Governor (Terms and Conditions)	NC Constitution Article IV, Sec.19
Superior Court	GS 163-327 – 329
Legislators	GS 163-11
Municipal or District Officeholder: Vacancy Filled by Governing Body	GS 163-294.1 (d), GS 160A-63.
Obtaining Nominations when Offices are Vacant	GS 163-112 through

	115.
Party Nominees	GS 163-114
Register of Deeds	GS 161-5
Sheriff	GS 162-5
Unsuccessful Candidate of Any Party Cannot Be Replacement Candidate of Another Party for the Same Office	GS 163-114
U.S. Congressman	2 USC 8, GS 163-13
U.S. Senator	GS 163-12

Verification

Address Verification of Voter Required	GS 163-82.7©
Failure of Verification	GS 163-82.7(f)
Incomplete Verification at Time of Election.	GS 163-82.7(g)
Second Notice Required if First Notice is Returned	GS 163-82.7(e)

Voters

No Property Qualification Required	NC Constitution Article I Sec. 11.
Qualification of Voters is 18 Years Old and US Citizenship	NC Constitution Article VI Sec.1. GS 163-55
Registration Required to Vote	NC Constitution Article VI Sec. 3, GS 163-55
Residency Requirement of Voters is 30 Days in Electoral District	NC Constitution Article VI Sec.2 (1).

Voter Education and Information

Posting of Information at Polls	GS 163-166.7A
Voter Education; Voter Guide	GS 163-278.99E

Voter Registration

Administrative Change of Registration Upon Change of Political Boundary of County	GS 163-82.15A
Approval of Registration Application	GS 163-82.7(d)
Cancellation of Registration	GS 163-82.9
Cards	GS 163-82.8

Change of Address/Name Information May be Obtained at Poll	GS 163-82.15, 8 NCAC 10B.0103(f)
Checking at Voting Enclosure	GS 163-166.7(a)
Confidentiality of Certain Information	GS 132.1.2
Correcting Registration Forms	GS 163-82.4(e)
County Board Must Determine Qualification of Applicant	GS 163-82.7(a)
County Board Must Register	GS 163-82.1(b)
Deadline in Order to Vote in an Election	GS 163-82.6©, GS 163-82.20(h)

Denial of Registration:

Appeal of Denial	GS 82.18
Denial by Board	GS 163-82.7(b)

Disorderly Conduct at Voting or Registration Place	GS 163-48
Drivers License Offices (Registering at)	GS 163-82.19
Faxed Registration Allowed But Must Later Send Original Form	08 NCAC 07B.0101

Forms:

Acceptance of Forms	GS 163-82.6(a)
Certain Content Confidential	GS 132-1.2(4)
Confidentiality of Certain Information	GS 132.1.2
Contents	GS 163-82.4
Developed By State Board	GS 163-82.3(a)
Distribution	GS 163-82.5
Electronic Signature Allowed	GS 163-82.6(b)
Electronic Retention of VR Forms Allowed	GS 163-82.10(a)
Faxed Forms	08 NCAC 07.0101,
Handling Incomplete VR Forms	GS 163-82.4(e)
Paperless, Electronic Forms Allowed	GS 163-82 (a1)
Signature on Form	GS 163-82.6(b)

Home Registration for Disabled	GS 163-82.20(d)
Homeless Persons Registering	GS 163-57©
Identification Required of Voters Registering by Mail	GS 163-166.12
Ineligible Applications Prohibited	GS 163-82.20(i)
Mail Registration Requirements	
Mandated Voter Registration Drive (Citizen's Awareness Month) Required Yearly	GS 163-82.25
NVRA	42 USC 1973gg et

	seq.
Numbers to assigned permanently	GS 163-82.10A
Official Record	GS 163-82.10(a)
Pre-registration	GS 82.1(d)
Qualification to Vote	GS 163-55
Registering on Election Day	GS 163-82.6(d)
Registering and Voting Same Day at One-stop Absentee Sites	GS 1263-82.6A
Registering at Military Recruitment Offices	GS 163-82.21
Registering at Public Agencies	GS 163-82.20
Registering at Public High Schools	GS 163-82.23
Registering at Public Libraries	GS 163-82.22
Registration is Permanent Under Certain Conditions	GS 163-82.1©
Registration a Prerequisite to Voting	GS 163-54
Restricted Registration between First and Second Primary	GS 163-111(e)
Registration Required to Vote	NC Constitution Article VI Sec. 3
Voter Registration Drive by State and County Boards	GS 163-82.25
Voter Registration Upon Restoration of Citizenship	GS 163-82.20A

Voter Registration Cards

Content and Format	GS 163-82.8(b)
Use of Card	GS 163-82.8€(d)€

Voter Registration Drives

Mandated Voter Registration Drive (Citizen's Awareness Month)	GS 163-82.25
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Voter Registration Numbers

To be Assigned on a Permanent Basis	GS 163-82.10A
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Voter Registration Records

Access to Registration Records	GS 163-82.10(b)
Altering Election Records	GS 163-274(1a)
Confidentiality of Certain Information with Court Order	GS 163-82.10(d)
Lists	GS 163-82.10©
Not to Leave Voting Enclosure on Election Day	08 NCAC

	10B.0103(i)
Official Record is the State List (SEIMS)	GS 163-82.10(a)

Statewide Computerized Voter Registration:

Access to Computerized Files.	GS 163-82.13
Development and Implementation	GS 163-82.11
Official Record is the State List (SEIMS)	GS 163-82.10(a)
State Board to Promulgate Guidelines and Procedures	GS 163-82.12

Voting

Assistance to Voters	GS 163-166.8
Close of Voting Procedures	GS 163-166.10
Distributing Ballots to Voters at Voting Enclosure	GS 163-166.7(b)
Failure to Complete Casting of Vote	08 NCAC 10B.0104(f)
Hours of Voting	GS 163-166
Precinct Judges May Provide Voter Technical Information on Ballots/Voting	08 NCAC 10B.0103(g)
Procedures	GS 163-166.7
Rules of Voting to Be Promulgated by State Board	GS 163-166.7©
Signing Pollbook	GS 163-166.7©(10)
Spoiled Ballots to Be Returned	GS 163.166.7©(4)
To Interfere with Voter a Misdemeanor	GS 163-273
Voter Must Ensure Ballots are Cast	08 NCAC 10B.0104©
Voting When Identification Numbers Do Not Match	GS 163-166.12(b2), GS 163-166.12(d2)

Voting Accessibility for Elderly and Handicapped

Voting Accessibility for Elderly and Handicapped Act	42 USC 1973ee1-6
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Voting Booth

Defined	GS 163-165(8)
Only One Voter May Occupy (Exception for Spouses/Assistor/Minor Children)	08 NCAC 10B.0104(d)
Privacy	08 NCAC 10B.0102(h)
Report to Booth after Given Ballot	08 NCAC 10B.0104(a)

Voter Must Ensure Ballots are Cast	08 NCAC 10B.0104©
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Voting Enclosure

Access Limited	GS 163-166.3
Arrangement and required space and furnishings	GS 163-166.2
Assistance to Voters	GS 163-166.8
Children (Minor) of Voter Allowed	GS 163-166.3(6)
Defined	GS 163-165(9)
Distributing Ballots to Voters at Voting Enclosure	GS 163-166.7(b)
Entering and Stating Name	08 NCAC 10B.0103(b)
Leaving Prior to Finalizing Vote Prohibited	08 NCAC 10B.0104(a)
Photographing Voters Prohibited	GS 163-166.3(b)
Photographing Voted Ballots Prohibited	GS 163-166.3©

Voting Places

Boundaries of Voting Place to be Clearly Marked Off	GS 163-129
Buffer Zone to Be Presumed to Be 50 Feet, Not Less than 25 Feet	GS 163-166.4
Buffer Zone Information to Be Available 30 Days Prior to Any Election	GS 163-166.4
Closing Procedure at Voting Place	GS 163-166.10, 08 NCAC 10B.0105
County Board's Voting Place Duties	GS 163-166.1
County Board to Provide Voting Place Structure at Each Precinct	GS 163-129
Defined	GS 163-165(10)
Designation of Tasks to Be Promulgated by State Board	GS 163-166.6
Disorderly Conduct at Voting or Registration Place	GS 163-48
Electioneering must be allowed at polling place, how exception obtained	GS 163-166.4
General Duties of All Precinct Officials Listed	08 NCAC 10B.0101(g)
Hindering or Harassing Voters in Voting Place	GS 163-166.4

Hours of Voting:

Closing Hour to Be Announced at 6:30 p.m.	08 NCAC 10B.0102(k)
Closing Procedure at Voting Place	GS 163-166.10, 08

	NCAC 10B.0105.
General	GS 163-1
Hours of Voting	GS 163-166
Opening Procedure at Voting Place	GS 163-166.5, 08 NCAC 10B.0102
Primaries	GS 163-1(b)
Same Timepiece to Be Used to Determine Opening/Closing	08 NCAC 10B.0105(b)

Initial Counting of Ballots at Precincts	GS 163-182.2(1)
Out-of-Precinct Voting Places Allowed by Consent of Executive Director	GS 163-130.1
Satellite Voting Places Allowed Upon State Board Approval	GS 163-130
Simulated Voting (Kid's Voting) Allowed	GS 163-166.3(7)
Opening Procedure at Voting Place	08 NCAC 10B.0102
Opening Rules to Be Promulgated by State Board.	GS 163-166.5
Tax-supported Buildings May be Used as Voting Places	GS 163-12
Temporary Two Voting Places within a Precinct	GS 163-130.2
Voters May Not Be Photographed In Voting Location	GS163-166.3

Voting Rights Act

Please refer to <http://www.usdoj.gov/crt/voting/index.htm>

Decision Letter as to Preclearance Published in NC Register	GS 120-30.9H
Enforcement By US DOJ	42 USC 1973a-p
General	42 USC 1971-1972
Rules as to Preclearance	28 CFR 51.1 thru 51.67

Preclearance:

Administrative Office of Courts to Submit Preclearance on changes to GS Chapter 7A	GS 120-30.9C
Attorney General of N. C. May Make Submissions when Needed	GS 120-30.9I
County Attorney to Submit Preclearance on County Voting Changes	GS 120-30.9E
Municipal Attorney to Submit Preclearance on Municipal Voting Changes	GS 120-30.9F
School Board Attorney to Submit Preclearance on School Board Election Matters	GS 120-30.9G
Secretary of State to Submit Preclearance on NC Constitutional Changes	GS 120-30.9D
State Board to Submit Preclearance of Statewide	GS 120-30.9B

Statutes/Rules	
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Voting Systems

Approval of Voting Systems	GS 163-165.7, 08 NCAC 04.0302(a)
Ballots Used on Voting System	08 NCAC 04.0303
Chief Judge Has Responsibility for System on Election Day	08 NCAC 0306(b)
County Board's Voting System Testing and Examination	GS 163-165.9, 08 NCAC 04.0306(a), 04.0307, 04.0304
County Commissioners' Role in Purchase	GS 163-165.8
Defined	GS 163-165(11)
Demonstration of Voting System to Voter Upon Request	08 NCAC 10B.0102(j), 04.0305.
Disapproval and Discontinuance of Voting Systems (Certification and Decertification)	GS 163-165.7, 08 NCAC 04.0302©
Examination of Source Code	GS 163-165.7©
Hand-to-Eye Audit Count Controls over Machine Vote Count	GS 163-182.1(b) and GS 163-182.2(a)(6)
Lever Systems Disallowed 2006	GS 163-165.4A
Maintenance and Storage Responsibility of County Chair	08 NCAC 04.0306(a)
SBE Shall Set Maintenance Requirements	GS 163-165.9(b)
Modification/Enhancement of Voting System	08 NCAC 04.0302(b).
More Than One Type of System May be Allowed at Voting Place	GS 163-165.10
Paper Record of Each Vote Required	GS 163-165.7(a)
Precincts Must Be Provided Adequate Voting System	GS 163-165.10
Punch-Card Systems Disallowed 2006	GS 163-165.4A
Requirements/Standards for Voting Systems	08 NCAC 04.0301
Requirements and Duties of Voting System Vendors	GS 163-165.9A
Sample Hand-to-Eye Audit Count Required	GS 163-182.1(b) and G.S. 163-182.2(b)
Standards and Procedures for Voting Systems	GS 163-182.1(b)
State Board to Make Rules Pertaining to Voting Systems	GS 163-165.7
Testing and Preparation Prior to Election	08 NCAC 04.0306(a), 04.0307, 04.0303
Technical Support to be Provided by CBE in Conjunction with	GS 163-166.1

SBE	
Training on Voting Systems	GS 163-165.7(e)
Use Allowed Only Where County Chair is Satisfied with Expertise of Election Officials	08 NCAC 04.0305(b)
Use of Federal Data may be used as to Certification of Voting System	GS 163-165.7(a1)
Voting System Instructional Meeting Prior to Each Election	08 NCAC 04.0305

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Withdrawal of Candidates/Nominees

Appointment of New Party Nominees by Parties	GS 163-114
Judicial Candidates May Not Withdraw	GS 163-328(d)
Municipal Candidates and Nominees may Withdraw	GS 163-294.1
Non-Municipal Candidates for Party Nomination Not Allowed to Withdraw after Filing Period Closes	GS 163-106(e).
Party Nominees Allowed to Withdraw up to 30 Days Prior to Election	GS 163-113

Write-in Candidates

Defeated Primary Candidate Can Not Run as Write-in	GS 163-123
Petition Required in Partisan Elections and Judicial Elections	GS 163-123
Allowed in Non-partisan Municipal Elections without Petition	GS 163-123
Defeated Primary Candidate Can Not Run as a Write-in in the General Election for the Same Office is Included on the Notice of Candidacy Form as a Pledge	GS 163-106(a)

Write-in Votes

Arrangement on Ballot	GS 163-165.6(f)
Ballot Must Provide Means for	GS 163-165.5(5)
Counting Write-ins on Ballots if Intent of Voter Can Be Determined	GS 163-182.1(6)
Municipal Write-ins Allowed Without Petition	GS 163-123
Qualified Partisan Candidate's Write-in Votes are Counted	GS 163-123

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